

COMBINED DECLARATION AND POWER
OF ATTORNEY IN ORIGINAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name; and that

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ENTERIC AND COLONIC DELIVERY USING HPMC CAPSULES

the specification of which

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application(s) for patent or inventor's certificate, or PCT International application having a filing date prior to that of the application on which priority is claimed.

Prior Foreign Application(s) (if any):

Number	Country	Filing Date	Priority Not Claimed
<u>None</u>	_____	_____ (MM/DD/YY)	[]

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application No. Filing Date

None _____ (MM/DD/YY)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or the PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined

2

in 37 C.F.R. § 1.56 which become available between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Filing Date	Status (Patented)
		Pending, Abandoned)

None

(MM/DD/YY)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Charles W. Almer, III.....(Reg. No. 36,731)
Elizabeth Anderson.....(Reg. No. 31,585)
John A. Artz.....(Reg. No. 25,824)
John S. Artz.....(Reg. No. 36,431)
Charles W. Ashbrook.....(Reg. No. 27,610)
Michael J. Atkins.....(Reg. No. 35,431)
Jean B. Barish.....(Reg. No. 34,118)
Todd M. Crissey.....(Reg. No. 37,807)
Evan J. Federman.....(Reg. No. 37,060)
M. Andrea Ryan.....(Reg. No. 28,649)
Evelyn D. Shen.. (Reg. No. 39,834)
Francis J. Tinney.....(Reg. No. 33,069)
Linda A. Vag.....(Reg. No. 32,071)

Address all telephone calls to Charles W. Almer at telephone number (973) 540-4401.

Address all correspondence to:

Charles W. Almer, III
Attorney for Applicant
Warner Lambert Company
201 Tabor Road
Morris Plains, N.J. 07950

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, pursuant to 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or
first inventor (given name,
family name)

Robert A. Scott

First Inventor's signature

RA Scott

Date: 11 February, 19

Residence

Königin Elisabethplein 26, bus 4,
B-9100 Sint Niklaas
BELGIUM

Citizenship
Post Office Address

British
Same

Full name of second joint
inventor (given name,
family name)

Ewart T. Cole

Inventor's signature

Date:

Residence

Homelstrasse 36
CH-4114 Hofstetten
SWITZERLAND

Citizenship

British
Same

Post Office Address

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ENTERIC AND COLONIC DELIVERY USING HPMC CAPSULES

the specification of which

[] is attached hereto, or,
[x] was filed on 09/28/98 as United States
(MM/DD/YY)
Application Number 60/102017 or PCT
International Application No. and was amended
on _____ (if applicable).
(MM/DD/YY)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

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in 37 C.F.R. § 1.56 which become available between the filing date of the prior application and the national or PCT international filing date of this application:

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		Pending, Abandoned)

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Full name of sole or
first inventor (given name,
family name)

Ewart T. Cole

First Inventor's signature

Date: 28.01.99

Residence HOMELSTRASSE 36, 4114 HOFSTETTEN, SWITZERLAND

Citizenship
Post Office Address

British
Same

Full name of second joint
inventor if any (given name,
family name)

Robert A. Scott

First Inventor's signature

Date:

Residence

Königin Elisabethplein 26, bus 4,
B-9100 Sint Niklaas
BELGIUM

Citizenship
Post Office Address

British
Same

A 112422



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

**UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office**

June 17, 1999

**THIS IS TO CERTIFY THAT ANNEXED IS A TRUE COPY FROM THE
RECORDS OF THIS OFFICE OF A DOCUMENT RECORDED ON
FEBRUARY 26, 1999.**

FOOTPRINTS 2000



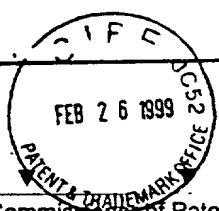
**By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS**


N. Woodson
N. WOODSON
Certifying Officer

D/P

FORM PTO-1595 (Modified)
(Rev. 6-93)
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Tab settings → → →



Rf

03-05-1999



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Off

To the Honorable Commissioner of Patents

100978333

shed original documents or copy thereof

1. Name of conveying party(ies): MRO 2-26-99
COLE, Ewart T.
SCOTT, Robert A.

2. Name and address of receiving party(ies):

Name: Warner-Lambert CompanyInternal Address: Legal Division, PatentsAdditional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: E.Cole 1/28/99 R. Scott 2/11/99Street Address: 201 Tabor RoadCity: Morris Plains State: NJ ZIP: 07950Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: 09/28/98

A. Patent Application No.(s)

60/102,01703/04/1999 JSHWAZZ 00000008 230450 6010201701 FC:581 40.00 CH

B. Patent No.(s)

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

6. Total number of applications and patents involved: 1Name: Rose ArmstrongInternal Address: Warner-Lambert CompanyLegal Division - PatentsStreet Address: 201 Tabor RoadCity: Morris Plains, State: NJ ZIP: 079507. Total fee (37 CFR 3.41):\$ 40.00 E Enclosed - Any excess or insufficiency should be credited or debited to deposit account Authorized to be charged to deposit account

8. Deposit account number:

23-0450

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Charles W. Almer

Name of Person Signing

Signature

5

Date

Total number of pages including cover sheet, attachments, and document:

PATENT

REEL: 9792 FRAME: 0475

ASSIGNMENT

As a below-named inventor, I hereby declare that:

My post office address is as stated below under my signature and I am named as an inventor of the inventions or discoveries (herein INVENTIONS) as described in the patent application (herein APPLICATION) identified below. In view of valuable consideration, receipt thereof is hereby acknowledged, I do hereby assign and transfer unto WARNER-LAMBERT COMPANY, a corporation of the State of Delaware, having a place of business at MORRIS PLAINS, NEW JERSEY, its successors and assigns, my entire interest in and the full exclusive right to the INVENTIONS, the APPLICATION and all related applications (including divisions, reissues, continuations, and extensions thereof) and all counterparts in other countries and any and all Letters Patent (and certificates of invention or similar certificates) (herein PATENTS) which may be granted based upon the INVENTIONS or the APPLICATION or related applications or counterparts in other countries; said transfer and assignment being applicable throughout the world. I hereby authorize and request officials of patent offices in any and all countries of the world to issue any and all of the PATENTS, when granted, to WARNER-LAMBERT COMPANY, its successors and assigns, as the assignee of my entire right, title and interest in and to the same. I agree that I will communicate to WARNER-LAMBERT COMPANY, or its representatives, any facts known to me respecting the invention; testify in any legal proceedings; sign all lawful papers; execute all divisional, continuation, substitution, renewal and reissue applications; execute all necessary assignment papers to cause any and all of the PATENTS to be issued to WARNER-LAMBERT COMPANY; make all rightful oaths; and generally do everything possible to aid WARNER-LAMBERT COMPANY, its successors and assigns, to obtain and enforce proper protection for the INVENTION in any and all countries throughout the world. The APPLICATION is identified herein.

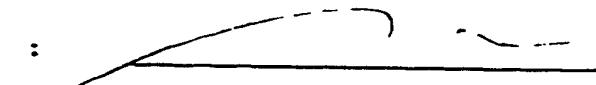
Serial No. (if known): 60/102017

Filing Date (if known): September 28, 1998

Execution Date(s) of Application: _____

Title: ENTERIC AND COLONIC DELIVERY
USING HPMC CAPSULES

FULL NAME OF INVENTOR : Ewart T. Cole

Signature of Inventor : 

Address : HOMELSTRASSE 36

4114 HFSTETTEN
SWITZERLAND

ASSIGNMENT

as a below-named inventor, I hereby declare that:

My post office address is as stated below under my signature and I am named as an inventor of the inventions or discoveries (herein INVENTIONS) as described in the patent application (herein APPLICATION) identified below.

In view of valuable consideration, receipt thereof is hereby acknowledged, I do hereby assign and transfer unto WARNER-LAMBERT COMPANY, a corporation of the State of Delaware, having a place of business at MORRIS PLAINS, NEW JERSEY, its successors and assigns, my entire interest in and the full exclusive right to the INVENTIONS, the APPLICATION and all related applications (including divisions, reissues, continuations, and extensions thereof) and all counterparts in other countries and any and all Letters Patent (and certificates of invention or similar certificates) (herein PATENTS) which may be granted based upon the INVENTIONS or the APPLICATION or related applications or counterparts in other countries; said transfer and assignment being applicable throughout the world. I hereby authorize and request officials of patent offices in any and all countries of the world to issue any and all of the PATENTS, when granted, to WARNER-LAMBERT COMPANY, its successors and assigns, as the assignee of my entire right, title and interest in and to the same. I agree that I will communicate to WARNER-LAMBERT COMPANY, or its representatives, any facts known to me respecting the invention; testify in any legal proceedings; sign all lawful papers; execute all divisional, continuation, substitution, renewal and reissue applications; execute all necessary assignment papers to cause any and all of the PATENTS to be issued to WARNER-LAMBERT COMPANY; make all rightful oaths; and generally do everything possible to aid WARNER-LAMBERT COMPANY, its successors and assigns, to obtain and enforce proper protection for the INVENTION in any and all countries throughout the world. The APPLICATION is identified herein.

Serial No. (if known): 60/102017

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Title: ENTERIC AND COLONIC DELIVERY
USING HPMC CAPSULES

FULL NAME OF INVENTOR : Robert A. Scott

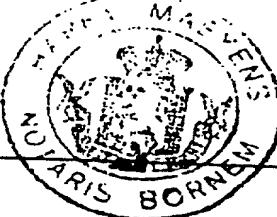
Signature of Inventor : R.A. Scott

Address : Königin Elisabethplein 26,
bus 4,
B-9100 Sint Niklaas
BELGIUM

STATE OF BELGIUM
COUNTY OF BORNEM

2

On 11 februari 1999, the above-named inventor personally appeared before me and executed the foregoing instrument and acknowledged the same to be his/her free act and deed in and for the purpose set forth in said instrument.



Notary Public

My Commission Expires:

(SEAL)

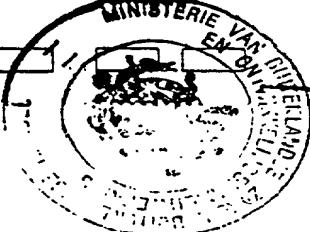
NOTARIS H. MAEYENS
Nieuwstraat 1C - 2880 BORNEM
Tel. 03 / 889 27 89

1. Land: België
2. Onderwerp: akte
3. Naam: van de over..... Harry Maeijens
4. Naam: in huwelijkshuishouding van..... Natasja
5. Naam: van het gezin / huwelijk van..... Natasja
6. Datum: 12-02-1999

061218

Wijziging:

100F
100F





ca2v3326.doc

PATENT
REEL: 9792 FRAME: 0478

DR. BEAT SCHULTHEIS
ADVOKAT & NOTAR
ZÜRICH

28 Jan 1999

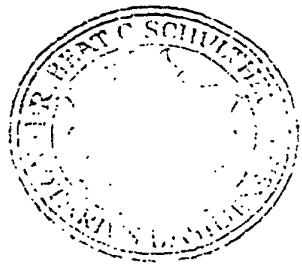
C E R T I F I C A T I O N

On Thursday, January 28, 1999,

Mr. Ewart T. Cole, British subject, with residence at Hofstetten (Switzerland),

personally appeared before me, the undersigned Notary public of the Canton of Basle-City, Switzerland, and executed the foregoing instrument and acknowledged the same to be his free act and deed in and for the purpose set forth in said instrument.

Basle, this 28th (twenty-eighth) day of January 1999
(nineteen hundred and ninety-nine).

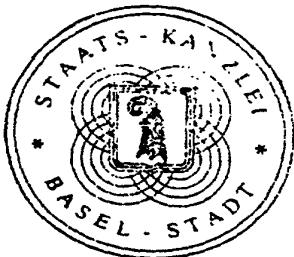


D. B. Schultheis

Notary.

A. Prot. 1999, Nr. 10

APOSTILLE	
(Convention de la Haye du 5 octobre 1961)	
1. Land:	Schweiz (Schweiz)
Diese öffentliche Urkunde	
2. ist als solche von	<u>B. Schultheis</u>
3. in der Form einer	<u>Offizielles</u>
4. Sie	<u>Grusse</u>
5. in Basle	
7. der	Rechtsbehörde des Kantons Basle-Stadt
8. unter Nr.	<u>898/11408</u>
9. Siegel/Stempel	<u>Heidi Knecht</u>
10. Unterschrift	<u>Zürich</u>



PATENT

REEL: 9792 FRAME: 0479

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Cole, Ewart T. and Scott, Robert A.

Docket No.

6514-11-CWA

Serial No.
60/102,017Filing Date
September 28, 1998Examiner
Not yet assignedGroup Art Unit
Not yet assigned

Invention: ENTERIC AND COLONIC DELIVERY USING HPMC CAPSULES

I hereby certify that this **RECORDATION FORM COVER SHEET AND ASSIGNMENTS**
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on **FEBRUARY 23, 1999**
(Date)**LISA PETERS**

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature of "Lisa Peters" in black ink.

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.

RECORDED: 02/26/1999

PATENT
REEL: 9792 FRAME: 0480

